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5
6 IN THE UNITED STATES DISTRICT COURT
7 NORTHERN DISTRICT OF NEVADA

8 BISON CONSTRUCTION, INC., A
NEVADA CORPORATION,

Case No.: 3:11-cv-00669-LRH-VPC

9 Plaintiff,

10 vs.

11 MT. HAWLEY INSURANCE COMPANY,
12 AN ILLINOIS CORPORATION

13 Defendants.

**JOINT CASE MANAGEMENT
REPORT #3**

**STIPULATION TO AMEND
INTERIM BRIEFING SCHEDULE
AND VACATE CASE
MANAGEMENT CONFERENCE**

14
15 COMES NOW, the plaintiff BISON CONSTRUCTION, INC., a Nevada Corporation,
16 by and through its attorneys, Erickson, Thorpe & Swainston, Ltd., and Thomas P. Beko, Esq.,
17 and defendant MT. HAWLEY INSURANCE COMPANY, an Illinois Corporation, by and
18 through its attorney Phillip M. Stone, Esq., and hereby submit the following Joint Case
19 Management Report #3.

20 Because the parties have agreed to attempt resolution of this case through private
21 mediation to be conducted either on March 8 or 12, 2012, the parties are desirous of
22 extending this court's previously scheduled deadline for early motions for partial summary
23 judgment from March 1, 2012, to April 16, 2012. The parties hereby stipulate to extend that
24 initial motion deadline and request this court's approval of that stipulation.

25 Previously, the parties stipulated to amend the complaint to add additional party
26 plaintiffs. *See, Stipulation, Doc #26*. The parties further stipulate to extend the time for the
27 actual filing of the agreed upon First Amended Complaint until March 19, 2012. And finally,
28 the parties agree that the plaintiff shall have until March 19, 2012, to respond to Mt.

1 Hawley's Request for Production of Documents, Set One, and Mt. Hawley's Interrogatories
2 to Plaintiff, Set One.

3 In light of this stipulation, the parties do not believe that it will be necessary for this
4 Court to conduct the Case Management Conference which this Court previously scheduled
5 for February 21, 2012, and thus they request this Court to vacate that conference and reset
6 it for late March, 2012. Should this Court feel it necessary to conduct the February 21, 2012,
7 Case Management Conference, the plaintiff's counsel would request this Court to allow him
8 to participate by telephone, and to move the time for such conference either earlier on the
9 21st or later in the afternoon, as said counsel must appear in the Fifth Judicial Court (sitting
10 in Tonopah) on that morning.

11 Additionally, should this court deem a conference necessary, defendant's counsel
12 Michael Cooper would also request the opportunity to appear by phone.

13 DATED this 16th day of February, 2012.

14 ERICKSON, THORPE & SWAINSTON, LTD.

15
16 By /s/ Thomas P. Beko, Esq.
17 THOMAS P. BEKO, ESQ.
Attorney for Plaintiff

18 DATED this 16th day of February, 2012.

19 PHILIP M. STONE, ATTORNEY AT LAW

20
21 By /s/ Phillip M. Stone, Esq.
22 PHILLIP M. STONE, ESQ.
23 *Attorney for Defendant*

24 **IT IS SO ORDERED.**

25
26 UNITED STATES MAGISTRATE JUDGE
27
28

Erickson, Thorpe